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MAR 15 2004

OFFICE OF PETITIONS

In re Application of
Kevin H. Storm et al
Application No. 09/689,483
Filed: October 12, 2000
Attorney Docket No. P32685

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ON PETITION

This is a decision on the petition under 37 CFR 1.314, filed December 10, 2003, to defer issuance of the instant application into a patent.

The petition is granted.

Petitioner requests deferral of issuance in order to have the examiner consider a "Second Supplemental Information Disclosure Statement under 37 C.F.R. § 1.97(c)" and for mailing of an initialed Form PTO-1449. It is also noted that, on December 1, 2003, petitioner filed an amendment under 37 CFR 1.312, bearing a certificate of mailing date of November 26, 2003.

In view of the above, issuance of this application is being deferred until such time as the examiner has mailed out an initialed Form PTO-1449 indicating that the Information Disclosure Statement acknowledged as having been received in the USPTO on March 11, 2003 has been considered and, further, until such time as the examiner has taken appropriate action on the amendment under 37 CFR 1.312, filed December 1, 2003.

Any questions concerning this matter may be directed to the undersigned at (703) 305-8680.

This application is being forwarded to Technology Center AU 1615 for appropriate action on petitioner's request for an initialed PTO-1449 for the references filed on March 11, 2003 and for consideration of the amendment under 37 CFR 1.312, filed December 1, 2003.



Frances Hicks
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy